

SCOTT N. SCHOOLS (SC 9990)
United States Attorney

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2007 OCT 16 A 11:56

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

CR 07 00651

UNITED STATES OF AMERICA,

No.

Plaintiff,

VIOLATION: Title 18, United States Code,
Section 1021 - False Report or Statement to
the Department of Housing and Urban
Development (Class A misdemeanor)

v.

CHERYL SMITH,

Defendant.

SAN JOSE VENUE

INFORMATION

The United States Attorney charges:

On or about November 2, 2005, in the Northern District of California, the defendant,

CHERYL SMITH,

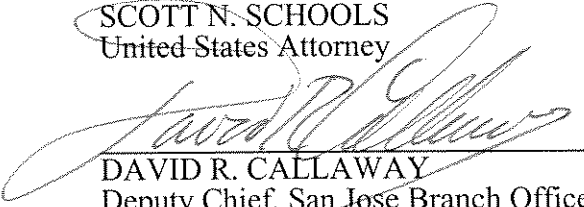
did knowingly make a false statement to the Department of Housing and Urban Development with intent to defraud the United States, to wit: the defendant stated in a letter addressed to the Housing Authority of the County of Santa Clara (HACSC), the local public housing authority that administers the Housing and Urban Development's Section 8 program, that a person with the initials R.S. had never moved into the defendant's subsidized apartment when in fact, as the defendant well knew, R.S. had been residing with her for approximately eighteen months, in


INFORMATION

violation of Title 18, United States Code, Section 1021, a Class A misdemeanor.

DATED: 10/12/2007

SCOTT N. SCHOOLS
United States Attorney


DAVID R. CALLAWAY
Deputy Chief, San Jose Branch Office

(Approved as to form: )

LINDSAY CRAWFORD
Law Clerk

INFORMATION

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

 BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT
☐ SUPERSEDING

 Name of District Court, and/or Judge/Magistrate Location
 NORTHERN DISTRICT OF CALIFORNIA

OFFENSE CHARGED

 18 U.S.C. § 1012 - False Report or Statement to
 the Department of Housing and Urban
 Development, a Class A Misdemeanor

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☐ Petty
☐ Minor
☒ Misdemeanor
☐ Felony

PENALTY:

 1 year imprisonment, \$100,000 fine, \$25 special assessment, 1
 year supervised release

PROCEEDING

 Name of Complainant Agency, or Person (& Title, if any)
 U.S. Department of Housing and Urban Development,
 Office of the Inspector General

☐ person is awaiting trial in another Federal or State
 Court, give name of court

☐ this person/proceeding is transferred from another
 district per (circle one) FRCrP 20, 21 or 40. Show
 District

☐ this is a reprosecution of charges
 previously dismissed which were
 dismissed on motion of:
SHOW
DOCKET NO.
☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a
 pending case involving this same
 defendant
MAGISTRATE
CASE NO.
☐ prior proceedings or appearance(s)
 before U.S. Magistrate regarding
 this defendant were recorded under

 Name and Office of Person
 Furnishing Information on
 THIS FORM

SCOTT N. SCHOOLS

☒ U.S. Att'y ☐ Other U.S. Agency

 Name of Asst. U.S. Att'y
 (if assigned)

SUSAN KNIGHT

DEFENDANT - U.S.

CHERYL SMITH

DISTRICT COURT NUMBER

CR 07 00651 RS

DEFENDANT

IS NOT IN CUSTODY

- 1) ☒ Has not been arrested, pending outcome this proceeding.
 If not detained give date any prior summons
 was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☐ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges } ☐ Fed'l ☐ State
- If answer to (6) is "Yes", show name of institution

 Has detainer
 been filed?

☐ Yes
☐ No

 If "Yes"
 give date
 filed
DATE OF
ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED
TO U.S. CUSTODY
☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☒ SUMMONS ☐ NO PROCESS*

☐ WARRANT Bail Amount:

If Summons, complete following:

☐ Arraignment ☒ Initial Appearance

Defendant Address:

 3428 Todd Street
 Madera, California 93637

 *Where defendant previously apprehended on complaint, no new summons
 or warrant needed, since Magistrate has scheduled arraignment

Date/Time: November 15, 2007 9:30am

Before Judge: Hon. Howard R. Lloyd

Comments: